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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT, DISTRICT OF MONTANA
BUTTE DIVISION**

THE IMPERIAL SOVEREIGN COURT
OF THE STATE OF MONTANA;
ADRIA JAWORT; RACHEL
CORCORAN; MONTANA BOOK
COMPANY; IMAGINE BREWING
COMPANY, LLC d/b/a IMAGINE
NATION BREWING COMPANY;
BUMBLEBEE AERIAL FITNESS; THE
WESTERN MONTANA COMMUNITY
CENTER; MONTANA PRIDE; THE
GREAT FALLS LGBTQ+
COMMUNITY CENTER; THE ROXY
THEATER; and THE MYRNA LOY,

Plaintiffs,

vs.

AUSTIN KNUDSEN; ELSIE
ARNTZEN; and J.P. GALLAGHER,
Defendants.

Cause No.
CV-23-50-BU-BMM

**Proposed Pre-trial
Schedule as to
Counts IV & V**

Pursuant to the Court's Order of November 6, 2023, (Doc. 37), Fed. R. Civ. P. 26(f)(3), and Local Rule 16.2(b), the Parties to Counts IV and V jointly submit the following proposed pre-trial schedule:

(A) Initial Disclosures

The Parties will serve their initial disclosures no later than December 1, 2023. The form of the disclosures shall comply with Federal Rule of Civil Procedure 26(a)(1).

(B) Experts

Disclosure of Experts: February 1, 2024

Disclosure of Rebuttal Experts: March 1, 2024

(C) Discovery

The Parties agree to conduct discovery in a manner designed to secure the just, speedy, and inexpensive resolution of this action, and in proportion to the needs of the case. Fed. R. Civ. P. 1, 26(b)(1).

1. Subjects of Discovery: The Parties may conduct discovery within the scope of Fed. R. Civ. P. 26 and the issues presented by the Parties' pleadings.
2. Discovery Deadline: Discovery shall close on **April 26, 2024**.
3. Phases of Discovery: The Parties do not believe discovery should be conducted in phases.

(D) Electronically Stored Information

The Parties do not anticipate any unusual issues concerning the preservation or production of electronically stored information (“ESI”) from the Parties.

(E) Claims of Privilege & Limitations on Discovery

The Parties are not aware of any issues regarding claims of privilege or work product. The Parties do not request any changes to the rules governing discovery under the Federal Rules of Civil Procedure or this Court’s Local Rules.

(F) Any Other Orders that the Court Should Issue

The Parties do not anticipate the need for any other orders under Rule 16(b) and (c) or Rule 26(c).

(G) Additional Deadlines

The Parties propose the following deadlines for this case

Amendment of pleadings and
joinder of parties: December 15, 2023

All pretrial motions, other than
discovery motions, shall be filed on
or before: May 10, 2024

Attorney conference to discuss
preparation of final pretrial order
on or before: June 28, 2024

File proposed final pretrial order: July 11, 2024

Trial briefs; Proposed Findings of Fact & Conclusions of Law; Notice to Court Reporter of Intent to Use Real-Time; and Notice to I.T. of Intent to Use Electronic Exhibits or Videoconferencing on or before: 7 days prior to trial

The Parties do not request a pretrial conference other than the final pretrial conference specified in Local Rule 16.1. The Parties agree that the pretrial conference may be scheduled immediately before trial. This case does not require early judicial intervention due to complexity or other factors.

The Parties consent to this Joint Pre-trial Schedule and consent to it being filed electronically by Plaintiffs' counsel pursuant to Local Rule 11.2(a).

DATED this 20th day of November, 2023.

/s/ Constance Van Kley
Upper Seven Law

/s/ Niki Zupanic
Zupanic Law PLLC

Attorneys for Plaintiffs

/s/ Michael Russell
Michael Russell

Attorney for State Defendants